IN THE UNITED STATE DISTRICT COURT MIDDLE DISTRICT OF ALABAMA RECIVED

William D. Paul Petitioner

2007 JUN 25 P 12: 07

MIDLE DISTRICT LEA

VS.

Case Civil Action No.: 2.: 02:07mc3367-MHT

UNITED STATES
Respondent

MOTION TO OUASH SUMMONS

COMES NOW, the Petitioner, by and through Pro'se Bishop William D. Paul, has a Motion to Quash Summons before the court - reasons being: Respondent did purse enforcement of the summonses, as issued, in this the below matter. See attechment summons. The legal argument supporting the relief requested are:

Legal arguments:

- I. June 20, 2007- IRS re-issued summons in the same matter. See attechment.

 June 14, 2007 before 10:am- Bishop WILLIAM D. PAUL, (Pro'se) Petitioner, v.

 UNITED STATES OF AMERICA, Respondent, Case Civil Action No.: 2.:

 02:07mc3367-MHT has been heard before in the district court of the United States for the middle district of Alabama northern division by Judge Myron H. Thompson on June 14, 2007 at 10:00 a.m. at the Frank M. Johnson , Jr. United States Courthouse Complex, Courtroom 2FMJ. See Judgement dated June. Attechment 1.
- II. June 14, 2007 before 10:am-The respondent initated a Motion to Dismiss and the petitioner agreed. See attechment 2.
- III. June 14, 2007 before 11:am-The judgement granted in United States District Court per Judge Myron H. Thompson, by agreement of the parties made in open court on June 14, 2007.

1

IV. The Motion to Dismiss states (See attechment 2):

- 1. The petitioner initiated the proceedings by filing a Petition to Quash on June 5, 2007.
- 2. Since the filing of the petitioner's motion, the respondent has determined not to pursue enforcement of the summonses, as issued, in this matter.

As the respondent will not seek enforcement of the summonses, as issued, their no longer exists a case or controversy between the parties that can, or need be, resolved by the Court. Therefore, the Petitioner requests of the court to grant Motion to Quash Summons, per respondent and petitioner agreement in open court by Motion to dissmiss in the above 1, 2, and 3. Dated this 24th day of June, 2007

Bishop William D. Paul. Paul, Pro'se Petitioner 102 Meadow Wood Wetumpka, AL 36093 (334) 514-4383

CERTIFICATE OF SERVICES

I hereby certify that I have served a copy of the foregoing upon:
Mark Mire, Special Agent
2204 Lakeshore Drive Suite 210
Homewood, AL 35209
United State Attorney General
950 Pennsylvania Ave.
Washington, D.C. 20530
Laura Canary
United States Attorney

Post Office Box 197 Montgomery, AL 36101-0197

by depositing a copy of the same in the U.S. Mail, postage prepaid, his the 24th day of

June.

Bishop William D. Paul. Paul, Pro'se

Petitioner

102 Meadow Wood Wetumpka, AL 36093 (334) 514-4383

е	2:07-mc-03367-MHT-CSC
•	



Summons

	e matter of _	William D. Pa	ul			
Inten	nal Revenue	Service (Division):	Criminal Investigation	Division		
maa	an Alea (U	ame or number):				
Perio	ds: <u>Cal</u>	endar years ending I	December 31, 2002, Dece	ember 31, 2003, December	er 31, 2004, and December 3	1 0005
			The Commission	er of Internal Revenu	- 11, 2001, and December 3	1, 2005
To:	REGIONS I	BANK		er or internal Kevenu	l e	
At:	Post Office	Box 10247, Birming	ham, Alabama 35202			
You are	hereby summa	and and market at a	36-136			
				e, Special Agent	amination the following books, re	
and our adminis	ier data relating tration or enforc	g to the tax liability or coment of the internal re	the collection of the tax liat evenue laws concerning the	to you and to produce for ex- polity or for the purpose of in person identified above for the	amination the following books, re aquiring into any offense conne ne periods shown.	cords, pape cled with ti
See	attached.					
· · · · · · · · · · · · · · · · · · ·			Do not write i			
***************************************			Do not write in	1 this space		
			Do not write in	n this space		
-			Do not write in	n this space		
-			Do not write ir	n this space		
			Do not write ir	n this space		
			Do not write in	n this space		
Busines	ss address a	and telephone nur				
Jusines 2204 I	s address a Lakeshore Dri	and telephone nur	mber of IRS officer be	efore whom you are to		
2204 1	Jakesnore Dri	ve, Suite 210, Home	nber of IRS officer be wood, AL 35209 (2	ofore whom you are to 205) 912-5565 desk	appear: (205) 329-4386 cell	
2204 1	Jakesnore Dri	ppearance at	nber of IRS officer be wood, AL 35209 (2 2204 Lakeshore Drive, St	ofore whom you are to 205) 912-5565 desk		
2204 1	Jakesnore Dri	ve, Suite 210, Home ippearance at	mber of IRS officer be wood, AL 35209 (2 2204 Lakeshore Drive, S Homewood, AL 35209	ofore whom you are to 205) 912-5565 desk		
2204 1	Jakesnore Dri	ppearance at	mber of IRS officer be wood, AL 35209 (2 2204 Lakeshore Drive, S Homewood, AL 35209	efore whom you are to 205) 912-5565 desk uite 210		a m.
2204 1	Jakesnore Dri	ppearance at	mber of IRS officer be wood, AL 35209 (2 2204 Lakeshore Drive, St Homewood, AL 35209 day of Ju	efore whom you are to 205) 912-5565 desk uite 210	(205) 329-4386 cellat9:00o'clock	
lace ar	id time for a	ppearance at	mber of IRS officer be wood, AL 35209 (2 2204 Lakeshore Drive, S Homewood, AL 35209	efore whom you are to 205) 912-5565 desk uite 210	(205) 329-4386 cellat9:00o'clock	_a m
Place ar	IRS of the Treasury	ppearance at	mber of IRS officer be wood, AL 35209 (2204 Lakeshore Drive, SHomewood, AL 35209 day of Junority of the Internal Reven	efore whom you are to 205) 912-5565 desk uite 210 2007 2007 2007 aue Code this 2007	(205) 329-4386 cell at9:00o'clock ofJule, Mark Mire, Special Ager	2007 (year)
Place ar	IRS of the Treasury venue Service	ye, Suite 210, Home sppearance at on the	mber of IRS officer be wood, AL 35209 (2 2204 Lakeshore Drive, St Homewood, AL 35209 day of Ju	efore whom you are to 205) 912-5565 desk uite 210 2007 2007 2007 aue Code this 2007	(205) 329-4386 cellat9:00o'clock rofJule	2007 (year)
Place ar	IRS of the Treasury	on the 207 Issued under auth	mber of IRS officer be wood, AL 35209 (2204 Lakeshore Drive, SHomewood, AL 35209 day of Junority of the Internal Reven	efore whom you are to 205) 912-5565 desk uite 210 207 2007 2007 2007 2007 2007 2007 2007 2007	(205) 329-4386 cell at9:00o'clock ofJule, Mark Mire, Special Ager	2007 (year)

Summons

	e matter of _						
Inter Indu	nal Revenue S	ervice (Division): me or number):	Criminal Invest	igation Division			
	ods;Cale	nder veers ending I					
	, do,	idat years ching I	December 31, 200	2, December 31, 20	03, December	31, 2004, and Decem	ber 31, 2005
To: _		EGEE BANK	The Commi	ssioner of Interr	nal Revenue		
At: _	301 North Eln	n Street, Tuskegee,	, Alabama 36083				
You an	hereby summon	ed and required to ap	pear before M	ark Mire, Special A	pent		
and of	10: data mierriar i	revenue Service, to g	ive testimony and to	bring with you and to tax liability or for the ning the person identifi	nenduce for aver-	ination the following bod irring into any offense o periods shown.	ks, records, pape connected with t
See	attached.						
			Do not w	rite in this spac	:e		
				•		•	
						•	
ısines	s address an	d telephone nun	nber of IRS offi	cer before whom	VOII are to a	***	
2204 L	akeshore Drive	Suite 210, Homey	vood, AL 35209	(205) 912-556		ppear: 05) 329-4386 cell	
	d time for app		204 Lakeshore D		(2)	03) 329-4386 cell	
			omewood, AL 35				
	DC	on the	'H day o	f JULY	2007	_at 9:00 o'clo	ock -
עיש ב	TIN	issued under author	ority of the Interna	Revenue Code this	Zoru (year) day of	,	
artment on all Rev	of the Treasury enue Service	m	u hin.	***	auj 01		, <u>2007</u> (year)
	irs.gov		Signature of issuing	g officer	-	Mark Mire, Special	Agent
2039 (Rev. 12-2001)	Signahı	re of approving office	or life applicable to		ı me	
ng Nun	nber 21405J	~9.1010	abhroaniñ ollici	n (ii applicable)		Title	

Part C _ to be given to noticee



Summons

In the matter of	William D. Paul	
Internal Revenue Serv Industry/Area (name		
-	ur years ending December 31, 2002, December 31, 2003, December 31, 200	nher 31 2004 and December 31 2005
To: COMPASS BAN	The Commissioner of Internal Reve	nue
At:15 South 20th St	treet, Suite 1403, Birmingham, Alabama 35233	
You are hereby summoned	and required to appear beforeMark Mire, Special Agent	
an officer of the Internal Rev and other data relating to	venue Service, to give testimony and to bring with you and to produce fo the tax liability or the collection of the tax liability or for the purpose ent of the internal revenue laws concerning the person identified above	of inquiring into any offence connected with the
See attached.		
	Do not write in this space	
	d telephone number of IRS officer before whom you a	re to appear:
	, Suite 210, Homewood, AL 35209 (205) 912-5565 desk	(205) 329-4386 cell
Place and time for app		
WATE &	Homewood, AL 35209	
図一尺へ	· · · · · · · · · · · · · · · · · · ·	2007 at 9:00 o'clock a m.
	Issued under authority of the Internal Revenue Code this 20TH	_ day of
epartment of the Treasury ternal Revenue Service	Man Minu	(year) Mark Mire, Special Agent
www.irs.gov	Signature of issuing officer	Title
m 2039 (Rev. 12-2001)	Signature of approving officer (if applicable)	Tiss
talog Number 21405J		Part C — to be given to noticee
		· ent o — to be given to noticee

Case: 2:07-mc-03367-MHT Document #: 10-2 Date Filed: 06/15/2007 Page 1 of 1

IN THE DISTRICT COURT OF THE UNITED STATES FOR THE MIDDLE DISTRICT OF ALABAMA, NORTHERN DIVISION

WILLIAM D. PAUL, Petitioner, v.))) CIVIL ACTION NO.) 2:07mc3367-MHT (WO)
UNITED STATES OF AMERICA,))
Respondent.)

JUDGMENT

By agreement of the parties made in open court on June 14, 2007, it is the ORDER, JUDGMENT, and DECREE of the court as follows:

- (1) The motion to dismiss (Doc. No. 6) is granted.
- (2) The petition to quash summons (Doc. No. 1) is dismissed.

The clerk of the court is DIRECTED to enter this document on the civil docket as a final judgment pursuant to Rule 58 of the Federal Rules of Civil Procedure.

DONE, this the 15th day of June, 2007.

/s/ Myron H. Thompson
UNITED STATES DISTRICT JUDGE

IN THE DISTRICT COURT OF THE UNITED STATES FOR THE MIDDLE DISTRICT OF ALABAMA NORTHERN DIVISION

WILLIAM D. PAUL,	
Petitioner,)
v.) Civil Action No.: 02:07mc3367-MHT
UNITED STATES OF AMERICA,)
Respondent.)

MOTION TO DISMISS

Comes now the respondent, United States of America, by and through Leura G.

Canary, United States Attorney for the Middle District of Alabama, and moves for the dismissal of the above-styled cause, and as grounds, states as follows:

- 1. The petitioner initiated these proceedings by filing a Petition to Quash on June 5, 2007.
- 2. Since the filing of the petitioner's motion, the respondent has determined not to pursue enforcement of the summonses, as issued, in this matter.
- 3. As the respondent will not seek enforcement of the summonses, as issued, their no longer exists a case or controversy between the parties that can, or need be, resolved by the Court.

WHEREFORE, premises considered, the petitioner's Motion to Quash is due to be and should be dismissed as moot.

Respectfully submitted this 13th day of June, 2007.

LEURA G. CANARY United States Attorney

By: /s/R. Randolph Neeley
R. RANDOLPH NEELEY
Assistant United States Attorney
Bar Number: 9083-E56R
Post Office Box 197
Montgomery, AL 36101-0197
Telephone No.: (334) 223-7280
Facsimile No.: (334) 223-7418
E-mail: rand.neeley@usdoj.gov

CERTIFICATE OF SERVICE

I hereby certify that on June 13, 2007, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system, and I hereby certify that I have mailed, by United States Postal Service, a copy of same to the following non-CM/ECF participant(s):

William D. Paul 102 Meadow wood Court Wetumpka, AL 36093

s/R. Randolph Neeley
Assistant United States Attorney

Motions

2:07-mc-03367-MHT Paul v. United States

U.S. District Court

Alabama Middle District

Notice of Electronic Filing

The following transaction was received from Neeley, R. Randolph entered on 6/13/2007 at 10:44 AM CDT and filed on 6/13/2007

Case Name:

Paul v. United States

Case Number:

2:07-mc-3367

Filer:

United States

Document Number: 6

Docket Text:

MOTION to Dismiss by United States. (Neeley, R.)

The following document(s) are associated with this transaction:

Document description: Main Document

Original filename:n/a

Electronic document Stamp:

[STAMP dcecfStamp_ID=1053018227 [Date=6/13/2007] [FileNumber=740419-0] [8653b38e027699207f86b56c2ad602b824cbd437f2ee4afc71d0996ca709a6f6388e 1a279989e84bdc8879ff9153b9175ff7aca5bb036999484c382c9240db11]]

2:07-mc-3367 Notice will be electronically mailed to:

R. Randolph Neeley Rand.Neeley@usdoj.gov, Annie.Williams@usdoj.gov; DeeDee.Calhoon@usdoj.gov; Deloris.Aldridge@usdoj.gov; marsha.tunnell@usdoj.gov; Antrena.Gardner@usdoj.gov

2:07-mc-3367 Notice will be delivered by other means to:

William D. Paul 102 Meadow Wood Wetumpka, AL 36093